

Exhibit 9

CAREY & ASSOCIATES LLC

Attorneys for Michael Q. Carey,
d/b/a Carey & Associates
521 Fifth Avenue, Suite 3300
New York, NY 10175-3399
Tel: 212-758-0076
Fax: 212-758-0069
Michael Q. Carey (MC 1802)
Natasha P. Concepcion (NC 1481)

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X

In re:

Chapter 13

RUDOLF J.O. ERNST and ANGELIKA L.
ERNST,

Case No. 04-12291-JMP

Debtors.

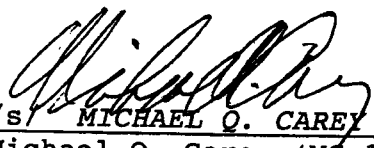
-----X

NOTICE OF APPEAL

Notice is hereby given that, pursuant to 28 U.S.C. § 158(a), Michael Q. Carey, d/b/a Carey & Associates ("Carey"), a creditor in this action, appeals to the United States District Court for the Southern District of New York from the so-ordered "Memorandum of Decision Granting Debtors' Motion for Summary Judgment and Disallowing Amended Claim of Michael Q. Carey for Attorneys' Fees" of the Honorable James M. Peck, entered in this action on the 27th day of April 2007.

Dated: New York, New York
May 4, 2007

CAREY & ASSOCIATES LLC


By: /s/ MICHAEL Q. CAREY
Michael Q. Carey (MC 1802)
Carey & Associates LLC
Attorneys for Michael Q. Carey,
d/b/a/ Carey & Associates
521 Fifth Avenue, Suite 3300
New York, NY 10175-3399
Tel: 212-758-0076
Fax: 212-758-0069

To: Joseph Fox, Esq.
Law Offices Of Joseph L. Fox
The Lincoln Building,
60 East 42nd Street, Suite 2231
New York, New York 10165
ATTORNEYS FOR DEBTORS

Jeffrey Sapir, Esq.
Chapter 13 Trustee
399 Knollwood Road, Ste. 102
White Plains, New York 10603

United States Trustee
33 Whitehall Street, 21st Floor
New York, New York 10004

New York Southern Live System

<https://ecf.nysb.uscourts.gov/cgi-bin/login.pl?104738195602632-L...>**Bankruptcy****Adversary****Query****Reports****Utilities****Logout****File an Appeal:**04-12291-jmp Rudolf J.O. Ernst and Angelika L. Ernst**U.S. Bankruptcy Court****Southern District of New York**

Notice of Electronic Filing

The following transaction was received from Carey, Michael Q. entered on 5/4/2007 at 2:45 PM and filed on 5/4/2007

Case Name: Rudolf J.O. Ernst and Angelika L. Ernst**Case Number:** 04-12291-jmp**Document Number:** 143**Docket Text:**

Notice of Appeal of the Order of the Bankruptcy Court entered April 27, 2007 (related document(s)[141]) filed by Michael Q. Carey on behalf of Michael Q. Carey. Appellant Designation due by 5/14/2007, (Attachments: # (1) Civil Cover Sheet)(Carey, Michael)

The following document(s) are associated with this transaction:

Document description:Main Document**Original filename:**/Volumes/Litigation Server/Active Client Data G5/Carey V Ernst All/Cases/ Ernst Bkcy & Collect fee #0584 /Legal - Bkr Ct 04-12291/2007/07-05-04 MQC Appeal/07-05-04 Notice of Appeal/ ECF Docs/07-05-04 NoA.pdf**Electronic document Stamp:**

[STAMP NYSBStamp_ID=842906028 [Date=5/4/2007] [FileNumber=5877785-0] [9b28cb459e8b01ab7c608f0b5af8b4f9c263038e236694faebf400eaf7dfae17231510439772483198ed71cc8be05afdb7926f5987239402b557d10153977f03]]

Document description: Civil Cover Sheet**Original filename:**/Volumes/Litigation Server/Active Client Data G5/Carey V Ernst All/Cases/ Ernst Bkcy & Collect fee #0584 /Legal - Bkr Ct 04-12291/2007/07-05-04 MQC Appeal/07-05-04 Notice of Appeal/ ECF Docs/07-05-04 Civ Cover Sht.pdf**Electronic document Stamp:**

[STAMP NYSBStamp_ID=842906028 [Date=5/4/2007] [FileNumber=5877785-1] [1be2a885ba745a3d4d4c41fe551976d7841d1b535d4b0fa2491a850100b1c2a058b8a7b95cb8ae079e9eed7e58248dd683a6721662b1191b089d58073a97266]]

04-12291-jmp Notice will be electronically mailed to:Michael Q. Carey mqc@careylitigation.com, NPConcepcion@CareyLitigation.comJoseph L. Fox jfox@kswny.comBruce D. Mael b.mael@bhpp.comJeffrey L. Sapir-13 info@sapirch13tr.comLinh Tran blin.chapter13@blinellc.com**04-12291-jmp Notice will not be electronically mailed to:**B-First, LLC
Mailstop 550
2101 4th Ave, Suite 900
Seattle, WA 98121Thomas R. Califano
DLA Piper US LLP
1251 Avenue of the Americas
29th Floor
New York, NY 10020-1104
thomas.califano@dlapiper.com,
jeremy.johnson@dlapiper.com; vincent.rolan@dlapiper.com; john.mcnicolas@dlapiper.com; william.coleman@dlapiper.com; ashleigh.blaylock@dlapiper.com; robert.ware@dlapiper.com

Clerk's Office of the U.S. Bankruptcy Court

,

Deborah Huntsman, Court Reporter

,

Deborah Huntsman
75 Maiden Lane
Suite 904
New York, NY 10153United States Trustee
33 Whitehall Street
21st Floor
New York, NY 10004